(a) whether it is a fact that the price of Analgin was reduced to Rs. 280 per Kg. on 1st June, 1990 ;

(b) whether it is also a fact that the prices of formulations were never reduced for over a year ;

(c) whether it is a fact that this was done to give benefit of over Rs. crores to the formulators and the major beneficiary was M/s. Hoechst;

(d) whether any responsibility has been fixed and the steps taken to recover the amount ; and

(e) what is the current price of Analgin when it was notified and when were the formulation prices based on this drug announced and what are they at present ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN) : (a) Yes Sir.

(b) to (d). While answering Rajya Sabha Unstarred Question No.652 on 5-9-1991 and another Unstarred Question No. 1324 on 5-12-1991, it was clarified that DICP had pointed out certain anomalies and sought clarifications thereon from the Department which were sorted out subsequently. In the meantime, the price of bulk drug Analgin was revised upwards by the Government. The revised price is higher than the pre-reduced price.

(e) The current price of Analgin, which was notified on 25-9-1991 is Rs. 296/- per Kg. The prices of formulations based on revised price of bulk drug have not been fixed so far. The prevailing prices are based on bulk drug price of Rs. 280/- per kg.

Ommissions and commissions of BICP

416. SHRI ASHOK NATH VERMA :

SHRI RAJNI RANJAN SAHU :

SHRI H. HANUMANTHAPPA :

Will the PRIME MINISTER be pleased to refer to answer to Unstarred Question 3064 given in Rajya Sabha on 19th December, 1991 and state :

(a) whether it is a fact that ommissions and commissions have been committed during the last five years by the BICP to give undue benefit to the producers at the cost of the consumer ;

(b) if so, the details of instances came to the notice of Government ;

(c) whether it is a fact that BICP reports have been kept outside the purview of C & AG ;

(d) if so, what steps have been taken to include the same ;

(e) whether any steps have been taken to review, investigate the work of the BICP and to verify all the adhoc decisions taken in the part three years ; and

(f) if so, by when ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN) : (a), (b), (c) and (f). The prices of bulk drugs are fixed by this Ministry on the basis of cost-cum-technical studies conducted by BICP and their detailed examination in this Deptt. The BICP reports are inputs for the decision making process of price fixation and are confidential in nature. Where considered necessary, clarifications on the cost-cum-technical study are

sought from BICP before fixing the prices.

(c) and (d) At the time of annual audit/inspection by audit parties any information/data/reports called for by them and to the extent available are provided for their perusal.

Case of Cyanamid *Vs.* Union of India

417. DR. RATNAKAR PANDEY :
SHRI RAJNI RANJAN SAHU :

Will the PRIME MINISTER be pleased to refer to the answer to Unstarred Question 3055 given in Raiya Sabha on 19th December, 1991 and state :

(a) what are the amounts worked out against drug companies in the case of Cyanamide *Vs.* Union of India so far and upto what period ;

(b) what are the names of the companies who gave undertakings as stated in Delhi High Court judgement dated 25th November, 1991 ; and

(c) what are the reasons on which these companies are holding back the payments against the judgements of the courts and what is the interest worked out against each of them ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN) : (a) and (b) That information is given in the enclosed statement. (*See* below) The undertakings were given by all the 12 companies listed therein.

(c) The process of determination of the final liabilities of the companies in the background of the Supreme Court judgement is still in progress.

Statement

Recoveries of over-charged amounts

SUPREME COURT CASE COMPANIES :

(In Rs. Lakhs)

Sl. No.	Name of the Company (Drugs involved)	Period involved	Amount worked out
1	2	3	4
(1)	M/s Cyanamid India Ltd. (Demethyl Chloro Tetracycline and Formulations)	Upto Dec. 83 :	490.47
		1984-87 :	830.05
		Total :	1320.52
(2)	M/s. Hoechst India Ltd. (Baralgon Ketone, Frusemide, Pheniramine Maleate, PMT, Glybenclamide)	Upto Dec. 83 :	2491.05
		1984-87 :	5289.75
		Total :	7780.80
(3)	M/s. John Wyeth & Geoffrey	Upto Dec. 83 :	206.04
(4)	Manners (Benzamine Penicillin and formulations)	1984-87 :	299.95
		Total :	505.99